

## DECEMBER 13, 2004 AUTHORITY CONFERENCE

### Suggested Rule Revisions of Director Ron Jones in Docket No. 04-00251: Rulemaking To Amend Rule Chapter 1220-4-10, Collecting From Telecommunications Providers And Distributing Assistive Telecommunications Equipment To The Qualified Individuals With Disabilities For The Purpose Of Complying With 2004 Public Chapter 912

#### ➤ 1220-4-10-.01(2)

##### Staff's proposed language for 1220-4-10-.01(2):

"Applicant" means a person who applies to the Tennessee Regulatory Authority for a device to assist with communication through the basic telephone network. A qualified applicant is a person with a disability that impairs the use of the basic telephone network in which a device(s) is necessary to functionally equivalent access to the basic telephone network.

##### Suggested revisions to Staff's proposed language for 1220-4-10-.01(2):

"Applicant" means a person who applies to the Tennessee Regulatory Authority for a device to assist with communication through the basic telephone network. A qualified applicant is a person that because of a disability cannot use the basic telephone network effectively without the use of an assistive communication device ~~with a disability that impairs the use of the basic telephone network in which a device(s) is necessary to functionally equivalent access to the basic telephone network.~~

#### ➤ 1220-4-10-.03(2)

##### Staff's proposed language for 1220-4-10-.03(2):

Providers failing to submit contributions, or submitting late, may be subject to penalties under T.C.A. 65-4-116, and 65-4-120.

##### Suggested revisions to Staff's proposed language for 1220-4-10-.03(2):

Providers failing to submit contributions, or submitting late, may be subject to penalties under T.C.A. 65-4-116~~;~~ and 65-4-120.

#### ➤ 1220-4-10-.04(2)

##### Staff's Proposed Language for 1220-4-10-.04(2):

Applicants shall have a disability, as verified by a care giver licensed to practice in the state of Tennessee, such that the person cannot use the telephone effectively without the use of an assistive communication device as a qualified applicant is a person with a disability that impairs the use of the basic telephone network in which a device(s) is necessary to functionally equivalent access to the basic telephone network.

##### Suggested Revisions to Staff's Proposed Language for 1220-4-10-.04(2):

Applicants shall have a disability, as verified by a care giver licensed to practice in the state of Tennessee, such that the person cannot use the basic telephone network ~~telephone~~ effectively without the use of an assistive communication device ~~as a qualified applicant is a person with a~~

~~disability that impairs the use of the basic telephone network in which a device(s) is necessary to functionally equivalent access to the basic telephone network.~~

➤ 1220-4-10-.06(1)(b)

Effective Rule 1220-4-10-.06(1)(b):

Recipients must provide some evidence that they will pay for the repair cost of their assistive devices, or have coordinated with the TDAP Coordinator, in order to qualify for loaner equipment.

Staff's Proposed Language for 1220-4-10-.06(1)(b):

No Changes

Suggested Revisions to Effective Rule 1220-4-10-.06(1)(b):

In order to qualify for loaner equipment, Recipients must contact the TDAP Coordinator and provide some evidence that they will pay for the repair cost of their assistive devices, ~~or have coordinated with the TDAP Coordinator, in order to qualify for loaner equipment.~~